

**CALIFORNIA ALTERNATIVE ENERGY AND
ADVANCED TRANSPORTATION FINANCING AUTHORITY**

***Request Approval of a Resolution Authorizing the Executive Director
to Execute Contracts and Interagency Agreements***

Tuesday, March 16, 2021

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Summary. The California Alternative Energy and Advanced Transportation Financing Authority (the “Authority”) is authorized by statute to enter into contracts and interagency agreements. For contracts and interagency agreements at or below a certain dollar amount, the Authority has historically delegated this authorization to the Executive Director and in the Executive Director’s absence, the Deputy Executive Director to enter into contracts on behalf of the Authority. This item requests updated delegation authority for the newly appointed Executive Director to execute contracts and interagency agreements for amounts up to \$300,000.

Background. With the approval of the appointment of Executive Director Derek Chernow it is necessary to provide Mr. Chernow, without specific individual Authority approval, with the authorization to: (1) execute certain contracts and interagency agreements and external contracts, up to an amount of \$300,000, (2) amend contracts and interagency agreements that only extend the term of the contract up to an amount of \$300,000, (3) provide technical amendments that do not involve the encumbrance of Authority funds, and (4) amend contracts involving expenditures as long as the total amount of the contract over its full term does not exceed \$300,000.

The blanket authorization amount of \$300,000 does not represent an increase in the Authority’s current delegated authorization level.

As part of the Executive Director’s report, the Executive Director of the Authority will report to the Authority Board any contracts for amounts of \$10,000 up to \$300,000 that the Executive Director has executed.

Recommendation. Staff recommends the approval of the attached Resolution to authorize Executive Director Derek Chernow to execute certain contracts and interagency agreements and certain amendments to contracts and interagency agreements on behalf of the Authority for amounts not to exceed \$300,000. This Resolution No. 21-03-4.A will remain in effect until the Authority revokes this Resolution or approves a superseding resolution.

**RESOLUTION OF THE CALIFORNIA ALTERNATIVE ENERGY AND
ADVANCED TRANSPORTATION FINANCING AUTHORITY AUTHORIZING
THE EXECUTIVE DIRECTOR TO EXECUTE CONTRACTS AND
INTERAGENCY AGREEMENTS**

March 16, 2021

WHEREAS, the California Alternative Energy and Advanced Transportation Financing Authority (“Authority”) was created under the provisions of the California Alternative Energy and Advanced Transportation Financing Authority Act (Division 16 (commencing with Section 26000) of the Public Resources Code) (the “Act”); and

WHEREAS, Section 26011(h) of the Public Resources Code provides that the Authority is authorized to “do all things generally necessary or convenient to carry out the purposes of this division”; and

WHEREAS, Section 26008 of the Public Resources Code provides that the Authority may employ an Executive Director and any other persons as are necessary to enable it to properly perform the duties imposed upon the Authority by the California Alternative Energy and Advanced Transportation Financing Authority Act, and the Authority may delegate to the Executive Director the power to enter into contracts on its behalf;

NOW, THEREFORE, BE IT RESOLVED by the California Alternative Energy and Advanced Transportation Financing Authority all of the following:

Section 1. The Executive Director of the Authority has demonstrated the ability to be accountable for the resources of the Authority and, without specific individual Authority approval, is delegated the responsibility to (1) enter into and execute external contracts and interagency agreements up to an amount of \$300,000, (2) amend contracts and interagency agreements that only extend the term of the contract or interagency agreement up to an amount of \$300,000, (3) provide technical amendments that do not involve the encumbrance of Authority funds, and (4) amend contracts involving expenditures, as long as the total amount of the contract over its full term does not exceed \$300,000.

Section 2. The Executive Director of the Authority will report to the Authority any contracts that have been executed in amounts of \$10,000 up to \$300,000.

Section 3. This Resolution takes effect immediately upon its adoption.